

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
GLOBAL IP SOLUTIONS, INC.

Plaintiff,

-against-

DELTATHREE, INC.

Defendant.
-----X

07 CV 763 (RTH)

NOTICE OF MOTION
TO STRIKE

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED

DOC #:

DATE FILED: 5/6/08

PLEASE TAKE NOTICE THAT, upon the accompanying:

- Memorandum Of Law In Support Of Plaintiff's Motion To Strike Shimmy Zimels' Declaration Or, In The Alternative, Disregard It, dated February 29, 2008,
- the Declaration of Jeff Zeichick in Support of Plaintiff's Motion to Strike Shimmy Zimels's Declaration and of Plaintiff's Opposition Defendant Deltathree, Inc.'s Motion for Partial Summary Judgment,
- the Declaration of Edward Abbati in Support of Plaintiff's Motion to Strike Shimmy Zimels's Declaration and of Plaintiff's Opposition to Defendant Deltathree, Inc.'s Motion for Partial Summary Judgment,
- the Declaration of Jonathan M. Cohen in Support of Plaintiff's Motion to Strike Shimmy Zimels's Declaration and of Plaintiff's Opposition to Defendant Deltathree, Inc.'s Motion for Partial Summary Judgment,
- and upon all prior pleadings and proceedings herein,

the undersigned will move this Court before the Honorable Donald C. Pogue, Judge for the United States Court of International Trade sitting by designation, at the U.S. Court of International Trade, Courtroom Number 2, at a date and time to be set by the Court, for an order:

- striking the Declaration of Shimmy Zimels, or, in the alternative,
- that the Declaration of Shimmy Zimels will be disregarded, or, in the alternative,

*Desired by
Moot
D. Pogue
5/6/08*

- striking paragraphs 4 and 5 and Exhibit C of the Declaration of Shimmy Zimels, or, in the alternative,
- that paragraphs 4 and 5 and Exhibit C of the Declaration of Shimmy Zimels will be disregarded.

Dated: New York, New York
February 29, 2008

Respectfully Submitted,

WINSTON & STRAWN LLP

/s/ Krista Enns

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